

**AGENDA**  
**PERSONNEL BOARD MEETING**

**September 11, 2015**  
**9:30 a.m.**

1. Call to Order
2. Reading of the Minutes of Regular Meeting held August 14, 2015  
Minutes Signed
3. Executive Director and Secretary's Report
4. Report of the Personnel Cabinet
5. **Motions**
  - A **Angelica Dailey v. Justice and Public Safety Cabinet (Corrections)**  
-- Appellee's Motion for a New Hearing  
\*\*\* -- Appellant's Response in Opposition to Appellee's Motion
6. **Oral Arguments**
  - A. **Angelica Dailey v. Justice and Public Safety Cabinet (Corrections)**  
(Request by Appellee) Moved from August
  - B. **Donald Arvin and Michael Grubbs v. Transportation Cabinet and Clarence Lawson (2014-109 and 2014-095) (on remand from Board)**  
(Request by Intervenor)
  - C. **Johnny Ware v. Cabinet for Health and Family Services (2014-316)**  
(Request by Appellee)
7. **Investigations**

Public Protection Cabinet  
--Request from Brian Vandenburg concerning the hiring of a new State Electrical Inspector  
--PPC Response
8. **Closed Session**
9. **Open Session**

10. **Cases to be Decided**

- A. **Angelica Dailey v. Justice and Public Safety Cabinet (Corrections) (2015-321)**  
(Probationary dismissal, discrimination – appeal sustained)  
--Appellee's Exceptions and Request for Oral Argument  
--Appellant's Response to Exceptions **Moved from August**
- B. **Donald Arvin and Michael Grubbs v. Transportation Cabinet and Clarence Lawson (2014-109 and 2014-095) (on remand from Board)** (Promotion appeals sustained to the extent of re-opening the position)  
--Intervenor's Exceptions and Request for Oral Argument  
--Appellee Transportation Cabinet's Exceptions  
--Appellant Grubbs' Response
- C. **Johnny Ware v. Cabinet for Health and Family Services (2014-316)** (5-day suspension for poor work performance – appeal sustained)  
--Appellee's Exceptions and Request for Oral Argument
- D. **Richard Chad Lanham v. Cabinet for Health and Family Services (2015-023)**  
(10-day suspension, lack of good behavior – appeal sustained to the extent of reducing to 5-day suspension) **Deferred from August**
- E. **Phoebe Powell v. Justice and Public Safety Cabinet, Department of Corrections (2014-184)** (Discrimination – age over 40 and hostile work environment – dismissed; but sustained to the extent reports should be removed from personnel file)

Show Cause Orders – No Response Filed – Appeals Dismissed

- A. Adam Hayes v. Transportation Cabinet

11. **Withdrawals**

- A. Daniel R. Woosley v. Justice and Public Safety Cabinet/Corrections
- \*\*\* B. Karen Nichols v. Cabinet for Health and Family Services
- \*\*\* C. Benny Stump v. Transportation
- \*\*\* D. Michael Mateja v. Kentucky State Fair Board

12. **Settlements**

- A. Stephanie Cuave v. Cabinet for Health and Family Services (2 appeals)
- B. Jason Driskell v. Cabinet for Health and Family Services
- C. Regina Martin v. Justice and Public Safety Cabinet/Corrections
- D. William Ware v. Tourism, Arts and Heritage Cabinet/Parks
- \*\*\* E. Larry Thomas v. Cabinet for Health and Family Services

13. **Other**